

Exhibit 79

Plaintiffs' Corrected Averment of Jurisdictional Facts and
Evidence and/or Statement of Facts as to Defendant Al Rajhi Bank
Pursuant to Rule 56.1



DEPARTMENT OF THE TREASURY
WASHINGTON, D.C. 20220

FAC No. SDGT-206726

MEMORANDUM FOR R. RICHARD NEWCOMB
DIRECTOR
OFFICE OF FOREIGN ASSETS CONTROL

THROUGH: [REDACTED]
Chief, Foreign Terrorist Division

FROM: [REDACTED]
Foreign Terrorist Analyst

SUBJECT: Additional Designation Pursuant to E.O. 13224

Evidentiary Memorandum

INDIVIDUAL:

Wa'el Hamza JULAIDAN a.k.a. Wa'il Hamza JULAIDAN a.k.a.
Wa'el Hamza JULAYDAN a.k.a. Wa'il Hamza JULAYDAN a.k.a.
Wa'el Hamza JALAIIDAN a.k.a. Wa'il Hamza JALAIIDAN a.k.a.
Wa'el Hamza JALADIN a.k.a. Wa'il Hamza JALADIN a.k.a. Abu
Al-Hasan al Madani
DOB: January 22, 1958
POB: Al-Madinah, Saudi Arabia
Saudi Passport #: A-992535

Attached hereto is a summary of the evidence in the files of the Office of Foreign Assets Control which supports a determination that the above-named individual is subject to Executive Order 13224, "Blocking Property and Prohibiting Transactions with Persons Who Commit, Threaten to Commit, or Support Terrorism."

INTRODUCTION:

President Bush issued Executive Order 13224 (September 23, 2001) declaring a national emergency to address grave acts of terrorism and threats of terrorism committed by foreign terrorists, including the September 11, 2001, terrorist attacks in New York, Pennsylvania, and at the Pentagon. The E.O. authorizes the Secretary of the Treasury, in consultation with the Secretary of State and the Attorney General, to designate those persons determined to be:

- 1) owned or controlled by, or to act for or on behalf of those persons listed in the Annex to the E.O., or those determined to be subject to subsection 1(b), 1(c), or 1(d)(i) of the E.O.;
- 2) assisting in, sponsoring, or providing financial, material, or technological support for, or financial or other services to or in support of, such acts of terrorism or those persons listed in the Annex to E.O. 13224 or determined to be subject to the E.O.; or
- 3) associated with those persons listed in the Annex, or those persons determined to be subject to subsection 1(b), 1(c), or 1(d)(i) of the E.O.

Usama bin Laden and the Al Qaida organization are listed in the Annex to E.O. 13224. Al Qaida is also designated by the Secretary of State as a Foreign Terrorist Organization ("FTO") pursuant to the Antiterrorism and Effective Death Penalty Act of 1996.

Attached to this memorandum, and incorporated by reference, is a case summary of the administrative record on Wa'el Hamza Julaidan. Based on the administrative record, there is reason to believe Wa'el Hamza Julaidan is:

- 1) acting for or on behalf of Al Qaida, an entity listed in the Annex to E.O. 13224;
- 2) assisting in, sponsoring, or providing financial, material, or technological support for, or financial or other services to or in support of, Al Qaida, an entity listed in the Annex to E.O. 13224; and
- 3) associated with Usama bin Laden, an individual listed in the Annex to E.O. 13224, an individual designated as subject to E.O. 13224.

Attachment

~~TOP SECRET~~ [REDACTED]

(U) Case Summary for
(U) Wa'el Hamza JULAIDAN

(U) Identifier Information

(U) Wa'el Hamza JULAIDAN a.k.a. Wa'il Hamza JULAIDAN a.k.a.
Wa'el Hamza JULAYDAN a.k.a. Wa'il Hamza JULAYDAN a.k.a.
Wa'el Hamza JALAIIDAN a.k.a. Wa'il Hamza JALAIIDAN a.k.a Abu
Al-Hasan al Madani

~~(TS)~~ [REDACTED]

~~(TS)~~
~~(TS)~~ [REDACTED]

~~(TS)~~ [REDACTED]

(U) Background Information

~~(TS)~~ [REDACTED]

(U) Terrorism-Related Activity

~~(TS)~~ [REDACTED]

Classified by: [REDACTED]
Derived from: [REDACTED]
Declassify on: [REDACTED]

~~TOP SECRET~~ [REDACTED]

~~TOP SECRET~~ [REDACTED]

[REDACTED]

[Sources: Exhibit A

[REDACTED] Exhibit I;

(U) Links to SDGTs

(U) Usama bin Laden acknowledged his close ties to JULAIDAN during a 1999 interview with al-Jazira TV. When referring to the assassination of al-Qa'ida co-founder Abdullah Azzam, Usama bin Ladin stated that "We were all in one boat, as is known to you, including our brother, Wa'il JALADIN (sic). A plot was concocted to assassinate all. We were careful not to be together all the time." According to press reports, JULAIDAN is identified as one of the original founders of the al-Qa'ida organization and as bin Ladin's logistics chief. JULAIDAN, along with fellow Saudis Usama bin Laden and Abdullah Azzam, head of the Pakistan Muslim Brotherhood, established the basis of the organization in the 1980s, as they helped to recruit volunteers to fight in the Afghan resistance. [Source: Exhibit P; Exhibit Q]

~~TOP SECRET~~ [REDACTED]

~~TOP SECRET~~ [REDACTED]

~~TOP SECRET~~ [REDACTED]

~~TOP SECRET~~ [REDACTED]

[REDACTED] in 1995, JULAIDAN served as part of the "Arab and Islamic Shura Council" (nfi) which included many Egyptian and Saudi members who also belonged to the al-Gam'a al-Islamiya (GAI), and al-Jihad--most likely a reference to the Egyptian Islamic Jihad (EIJ)--organizations. GAI and EIJ have been named pursuant to E.O. 13224. [Source: Exhibit A]

(U) Specific Terrorism-Related Activities and Associations

[REDACTED]

[REDACTED] In February 2000, JULAIDAN again was appointed to the Board of Trustees of the Rabita Trust for the Rehabilitation of Stranded Pakistanis as director general, [REDACTED]. The Rabita Trust has been named pursuant to E.O. 13224 for providing financial and material support to the al-Qaida network. Press reports from October 2001 also identify JULAIDAN as the Executive Director of Rabita Trust. [Source: Exhibit I; Exhibit Q]

[REDACTED]

~~TOP SECRET~~ [REDACTED]

~~TOP SECRET~~ [REDACTED]

[REDACTED]

Exhibit R

Exhibit S]

(U) Other Suspect Terrorism-Related Activities and Associations

[REDACTED]

[REDACTED]

[REDACTED]

(U) Basis for Designation

~~TOP SECRET~~ [REDACTED]

~~TOP SECRET~~ [REDACTED]

[REDACTED] We propose designating Wa'el Hamza JULAIDAN, [JULAIDAN] under Executive Order 13224 for the following reasons:

- As Executive Director of the Rabita Trust, JULAIDAN is acting for or on behalf of Specially Designated Global Terrorist. [Source: Exhibit I]
- [REDACTED]
- [REDACTED]

- JULAIDAN's contact with Ayman al Zawahri during the early 1990s in Pakistan establishes JULAIDAN as an associate of a Specially Designated Global Terrorist. [Source: Exhibit F, para. 1 and 2]
- JULAIDAN's participation on the Shura Council and his contact with representatives of extremist groups particularly al-Gam'a al-Islamiya establishes that JULAIDAN provided services to, or in support of, an entity named pursuant to E.O. 13224 and also declared a Foreign Terrorist Organization. [Source: Exhibit A]

~~TOP SECRET~~ [REDACTED]

~~TOP SECRET~~

(U) Exhibit List

Exhibit A -

Exhibit B -

Exhibit C -

Exhibit D -

Exhibit E -

Exhibit F -

Exhibit G -

Exhibit H -

Exhibit I -

Exhibit J -

Exhibit K -

Exhibit L -

Exhibit M -

Exhibit N -

Exhibit O -

Exhibit P - Al-Jazira TV Interview, Doha in Arabic, June 10, 1999 (U)

Exhibit Q - Associated Press Online, "Government Widens Financial Dragnet", October 12, 2001 (U)

Exhibit R -

Exhibit S -

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